

§ 201.03

(c) Unless otherwise indicated, references in this part 201 to subparts or to sections relate to subparts or sections of this part 201.

§ 201.03 OMB approval under the Paperwork Reduction Act.

The following information collection and recordkeeping requirements established by this part 201 have been approved by OMB (OMB Control No. 0412-0514 expiring April 30, 1991):

Sec.
201.13 (b)(1)
201.13 (b)(2)
201.15(c)
201.31(g)
201.32(b)
201.32(c)
201.51(c)
201.52(a)
201.74

The information requested will be used to verify compliance with statutory and regulatory requirements and to assist in the administration of A.I.D.-financed commodity programs. The submission of the information is required in order to receive payment for commodities or commodity-related services. The public reporting burden for this collection of information is estimated to average 30 minutes per response, including the time for reviewing instructions, searching existing data sources, gathering and maintaining the data needed, and completing and reviewing the collection of information. Send comments regarding this burden estimate or any other aspect of this collection of information, including suggestions for reducing this burden, to: Office of Procurement Planning, Policy and Evaluation (MS/PPE), Agency for International Development, Washington, DC 20523-1435; and Office of Management and Budget, Paperwork Reduction Project (0412-0514), Washington, DC 20503.

Subpart B—Conditions Governing the Eligibility of Procurement Transactions for A.I.D. Financing

§ 201.10 Purpose.

This subpart sets forth requirements for A.I.D. financing applicable to transactions for the procurement of com-

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modities and/or commodity-related services.

§ 201.11 Eligibility of commodities.

To qualify for A.I.D. financing, a commodity procurement transaction shall satisfy the following requirements:

(a) *Description and condition of the commodity.* The commodity shall conform to the description in the implementing document. Unless otherwise authorized by A.I.D./W in writing, the commodity shall be unused, and may not have been disposed of as surplus by any governmental agency.

(b) *Source—(1) General rule.* The source of the commodity shall be a country authorized in the implementing document by name or by reference to an A.I.D. geographic code. In addition, the commodity shall have been mined, grown, or through manufacturing, processing, or assembly produced in a source country authorized in the implementing document.

(2) *Exceptions.* A produced commodity will not be eligible for A.I.D. financing if:

(i) It contains any component from countries other than free world countries as described in A.I.D. Geographic Code 935; or

(ii) It contains components which were imported into the country of production from such free world countries other than authorized source countries; and

(A) Such components were acquired by the producer in the form in which they were imported; and

(B) The total cost of such components (delivered at the point of production) amounts to more than 50 percent, or such other percentage as A.I.D. may prescribe, of the lowest price (excluding the cost of ocean or air transportation and marine insurance) at which the supplier makes the commodity available for export sale (whether or not financed by A.I.D.).

(C) For the purpose of calculating eligible components under this paragraph (b)(2)(ii), authorized source countries shall include the cooperating country itself whenever A.I.D. has authorized procurement from a geographic code other than A.I.D. Geographic Code 000.